

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF IOWA  
WESTERN DIVISION

U.S. BANKRUPTCY COURT X  
NORTHERN DISTRICT OF IOWA

OCT 06 1995

BARBARA A. EVERLY, CLERK

In re:

EUGENE POTTEBAUM,

Chapter 7

Debtor.

Bankruptcy No. 95-50211XS

PEOPLES BANK & TRUST,

Plaintiff,

vs.

Adversary No. 95-5090XS

EUGENE POTTEBAUM,

Defendant.

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JUDGMENT

The issues of this proceeding having been duly considered by the Honorable William L. Edmonds, United States Bankruptcy Judge, and a decision having been reached without trial or hearing, upon stipulation of the parties,

IT IS ORDERED AND ADJUDGED: that so long as defendant pays plaintiff the sum of \$125.00 per month commencing October 15, 1995 and continuing on the 15th day of each month thereafter until the full \$12,000.00 is paid, Plaintiff shall refrain from taking any action to enforce or collect the judgment. Unless otherwise notified in writing by plaintiff, defendant shall make its payments to plaintiff at Peoples Bank and Trust, 501 Thomas Street, P. O. Box 37, Lester, Iowa 51242-0037.

IT IS FURTHER ORDERED that in the event defendant fails to make a required monthly payment after 20 days' written notice of failure to make monthly payment by plaintiff, then plaintiff shall be entitled to take any and all action to collect or enforce the judgment for the full \$12,000.00 less any payments previously made by defendant.

BARBARA A. EVERLY  
Clerk of Bankruptcy Court

By: *Lavis Sledge*  
Deputy Clerk



[Seal of the U.S. Bankruptcy Court]  
Date of Issuance: October 6, 1995

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF IOWA  
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IN RE:

EUGENE POTTEBAUM,  
Debtor.

Chapter 7

Bankruptcy No. 95-50211XS

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PEOPLES BANK & TRUST,  
Plaintiff,

vs.

Adversary No. 95-5090XS

EUGENE POTTEBAUM,  
Defendant.

ORDER RE: STIPULATION FOR ENTRY OF JUDGMENT

Upon stipulation of the parties,


IT IS ORDERED that judgment shall enter that plaintiff Peoples Bank & Trust shall recover from defendant Eugene Pottebaum the sum of \$12,000.00. Judgment shall not accrue interest.

IT IS FURTHER ORDERED that so long as defendant pays plaintiff the sum of \$125.00 per month commencing October 15, 1995 and continuing on the 15th day of each month thereafter until the full \$12,000.00 is paid, Plaintiff shall refrain from taking any action to enforce or collect the judgment. Unless otherwise notified in writing by plaintiff, defendant shall make its payments to plaintiff at Peoples Bank and Trust, 501 Thomas Street, P. O. Box 37, Lester, Iowa 51242-0037.

IT IS FURTHER ORDERED that in the event defendant fails to make a required monthly payment after 20 days' written notice of failure to make monthly payment by plaintiff, then plaintiff shall be entitled to take any and all action to collect or

enforce the judgment for the full \$12,000.00 less any payments previously made by defendant.

SO ORDERED THIS 6<sup>th</sup> DAY OF OCTOBER 1995.

  
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William L. Edmonds, Chief Bankruptcy Judge

I certify that on 10-6-95 I mailed a copy of this order and a judgment by U.S. mail to: Jeff Mohrhauser, Wil Forker and U.S. Trustee. *fs*